

Service Date: October 6, 1994

FINAL ORDER NO. 6332

DEPARTMENT OF PUBLIC SERVICE REGULATION  
MONTANA PUBLIC SERVICE COMMISSION  
1701 Prospect Avenue, P.O. Box 202601  
Helena, Montana 59620-2601

IN THE MATTER OF Robert T. Laden )  
dba Mobile Magic Services, Dillon, MT )  
the application for a Montana Intrastate ) Docket No. T-94.64.PCN  
Certificate of Public Convenience )  
and Necessity. ) Order No. 6332

The Commission, being fully advised in the premises, makes the following findings, conclusions  
and order:

FINDINGS OF FACT

1. On June 14, 1994, Robert T. Laden dba Mobile Magic Services, 214 South Rife  
Street, Dillon, Montana 59725, filed an application with the Montana Public Service Commission  
under Title 69, MCA, for a Certificate of Public Convenience and Necessity authorizing  
transportation of the following:

Class B - New and used mobile and modular homes, sections of double wide  
mobile homes, and house and office trailers of all sizes between all points and  
places within Beaverhead and Madison Counties.

2. In accordance with Section 69-23-321, MCA, this matter was noticed to the  
public July 8, 1994. That notice said in pertinent part:

If no written protests are received by July 28, 1994, a hearing may not be held  
and a final order may be issued in this Docket. If a protest is received, a hearing  
will be scheduled. Individual notice of the hearing will be given only to  
Protestants and Applicant.

The application included affidavits of support.

3. A protest was filed by Jon M. Westervelt dba Westervelt Trucking, Manhattan,  
Montana. The protest was withdrawn September 12, 1994.

4. The record of this application is available for inspection at the Public Service Commission Office, 1701 Prospect Avenue, P.O. Box 202601, Helena, Montana 59620-2601.

CONCLUSIONS OF LAW

1. The Montana Public Service Commission properly exercises jurisdiction over the parties and subject matter in this proceeding.

2. The Commission afforded all parties interested in this proceeding proper notice and an opportunity to participate.

3. Public Convenience and Necessity require a grant of the authority sought by the Applicant.

ORDER

NOW THEREFORE, at a session of the Public Service Commission, Department of Public Service Regulation of the State of Montana, held in its offices at 1701 Prospect Avenue, Helena, Montana, on the 19th day of September, 1994, there being present a quorum of Commissioners, there came regularly before the Commission for final action the matters and things in Docket No. T-94.64.PCN, and the Commission being fully advised in the premises;

IT IS ORDERED by the Commission that the application of Robert T. Laden dba Mobile Magic Services, Dillon , Montana, for a Certificate of Public Convenience and Necessity IS GRANTED to the following extent:

Class B - New and used mobile and modular homes, sections of double wide mobile homes, and house and office trailers of all sizes between all points and places within Beaverhead and Madison Counties.

IT IS FURTHER ORDERED that a full, true and correct copy of this order be sent forthwith by first class mail to the applicant and all parties herein.

THE FOREGOING ORDER was adopted by the Department of Public Service Regulation of the State of Montana, Public Service Commission, IN OPEN SESSION at Helena, Montana, this 19th day of September, 1994, by a vote of 5-0.

BY ORDER OF THE MONTANA PUBLIC SERVICE COMMISSION.

---

BOB ANDERSON, Chairman

---

BOB ROWE, Vice Chairman

---

DAVE FISHER, Commissioner

---

NANCY McCAFFREE, Commissioner

---

DANNY OBERG, Commissioner

ATTEST:

Kathlene M. Anderson  
Commission Secretary

(SEAL)

NOTE: Any interested party may request the Commission to reconsider this decision. A motion to reconsider must be filed within ten (10) days. See 38.2.4806, ARM.